

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Mar 18, 2024

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JASON MARK HART,
Plaintiff,

v.

ROB JACKSON, PA ROBIN SMITH,
ARNP LAMIN SENNAH and JOHN
and JANE DOES,
Defendants.

No. 4:24-CV-05006-SAB

**ORDER DISMISSING ACTION
FOR FAILURE TO COMPLY
WITH FILING FEE AND *IN*
FORMA PAUPERIS
REQUIREMENTS**

By Order filed February 9, 2024, the Court instructed Plaintiff to comply with 28 U.S.C. § 1915(a)(2), which requires prisoners who seek to bring a civil action without prepayment of the filing fee to submit a certified copy of their trust fund account statement (or institutional equivalent) for the 6 months immediately preceding the filing of the complaint. ECF No. 7. The Court noted that the documents Plaintiff provided on January 5, 2024, covered only information through November 30, 2023. *Id.* at 1–2.

The Court instructed Plaintiff that he must either pay the applicable fee of \$405.00 (\$350.00 filing fee, plus \$55.00 administrative fee) or comply with the *in forma pauperis* statute, 28 U.S.C. § 1915(a), by submitting an inmate account

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FEE AND *IN FORMA PAUPERIS* REQUIREMENTS -- 1**

1 statement that covered the entire six-month period immediately preceding the
2 filing of the complaint on January 5, 2024. *Id.* at 2. On February 15, 2024, Plaintiff
3 again supplied the same account statement, ECF No. 8, that the Court previously
4 found deficient, ECF No. 3, as it did not contain information between December 1,
5 2023, and the date Plaintiff filed his complaint on January 5, 2024. *See* ECF No. 7
6 at 1–2.

7 The Court cautioned Plaintiff that the failure to comply with the Court’s
8 directives would result in the dismissal of the case. *Id.* at 3. Plaintiff neither paid
9 the filing fee nor submitted an updated account statement by the due date of March
10 11, 2024.

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1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. This action is **DISMISSED WITHOUT PREJUDICE** for failure to
3 pay the filing fee under 28 U.S.C. § 1914 or to comply with the *in forma pauperis*
4 requirements of 28 U.S.C. § 1915.

5 2. All pending Motions are **DENIED as moot.**

6 3. The Clerk's Office is directed to **ENTER JUDGMENT** and **CLOSE**
7 the file.

8 4. The Court certifies any appeal of this dismissal would not be taken in
9 good faith.

10 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order and
11 provide copies to Plaintiff at his last known address.

12 **DATED** this 18th day of March 2024.



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A handwritten signature in blue ink, reading "Stanley A. Bastian", is written over a horizontal line.

18 Stanley A. Bastian
19 Chief United States District Judge
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